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### FACSIMILE COVER SHEET

TO: USPTO  
FROM: Pate Baird, PLLC  
DATE: January 16, 2013  
PAGES (Including Cover): 9  
FAX NUMBER CALLED: (571) 273-8300

MESSAGE: We have already filed the Confirmation of Oral Hearing electronically in this matter. This facsimile includes a copy of the Confirmation of Oral Hearing and other documents filed electronically.

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. It may contain privileged, confidential, attorney work product, or trade secret information which is exempt from disclosure under applicable laws. If you are NOT the intended recipient, or an employee or agent responsible for delivering the message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please notify us immediately by telephone and return the original message (and all copies) to us by mail at the above address. We will reimburse you for postage. Thank you.

Hearing Time: 02:00 PM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

### NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Patent Trial and Appeal Board on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Patent Trial and Appeal Board fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

PTAB HEARINGS FAX No: (571) 273-9797

USPTO Central Fax No: (571) 273-8300

PTAB Mailing Address:

Patent Trial and Appeal Board  
United States Patent and Trademark Office  
P.O. BOX 1450  
Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date 16 Jan 2013

Registration No. 36234

Names of other visitors expected to accompany counsel: Gordon Hill, Sean Reyes

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see <http://www.uspto.gov/web/patents/visitors/visitors.cfm>